

**LICENSING ACT 2003**  
**Environmental Health Consultation**  
**Response**

Appendix 4



*Working for a brighter future: together*

Date Received: 22<sup>nd</sup> December 2023

Name of Applicant: Nick Whitby

Address to which application relates: Welles & Cross, 17 Welles Street, Sandbach, Cheshire, CW11 1GT

Conversion:

☐

Variation:

☐

New:

☒

<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>

Approve

Approve with Conditions

Object to Section(s)

**LICENSING OBJECTIVE:**

**PREVENTION OF PUBLIC NUISANCE**

In order to protect the interest of local residents and ensure that the licensing objective of public nuisance prevention is upheld: all necessary steps shall be taken to ensure that any noise from the premises shall not be at a level which could cause a noise nuisance at the boundary of the nearest residential premises, therefore:

- When amplified musical entertainment is taking place inside the premises after 22.00pm windows and doors, save for entrance and exit purposes, shall be kept shut.
- No noise generated, nor vibration from plant or equipment shall emanate from the premise such as to cause an unreasonable disturbance to residents living in close proximity.

*Unreasonable noise is defined as noise that:*

*Unreasonably and substantially interferes with the use or enjoyment of a home or injures health or is likely to injure health.*

- When regulated entertainment is taking place the Licence Holder/Designated Premises Supervisor or responsible person nominated in charge of the Premise, shall conduct regular assessments to ensure that noise emanating from the premise is not causing a nuisance to residents living in close proximity. A written record shall be made of those assessments in a log book, kept for that purpose and shall include; the time and date of the checks, the person making them and the results including any remedial action.

- There shall be notices located at the exit(s) requesting that customers leaving the premises do so quietly and with consideration to neighbours.
- Ensure notices are placed in prominent places within the beer garden/outdoor drinking area, requesting that customers keep the noise level down, and are considerate of the neighbours.
- There shall be no disposal of bottles outside the premises between the hours of 21.00 and 09.00.

## INFORMATIVES

## PLANNING PERMISSION

- It is your responsibility to obtain other consent/planning permission/approvals which may be required in addition to the necessary Premises Licence.
- There are sometimes circumstances where planning conditions have been set which may impact on your activities. If the Planning Permission and the Premises Licence differ; for example where the Planning Authority have set a terminal hour which is earlier than those conditioned by the Premises Licence; you must abide by the earlier time otherwise you leave yourself open to enforcement action.

# FOOD BUSINESS OPERATIONS

- Anyone starting a new food business must register with the Council **at least 28 days before** you start any food operations. You can register your food business online via [GOV.UK](https://www.gov.uk). If you have premises in more than one local authority area, you must register with each authority separately.

**Signed:** Joanna Sherratt | Environmental Protection Officer | Environmental Health

**Dated:** 18/01/2024

Direct Dial:

07773 594027

Email:

Joanna.sherratt@cheshireeast.gov.uk